

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

ROGER VAN HECK,

Plaintiff,

v.

Case No. 04-CV-71833-DT

MT. CLEMENS POLICE OFFICERS LEWIS
AND DISSER et al.,

Defendants.

**ORDER DENYING WITHOUT PREJUDICE PLAINTIFF'S TWO
"REQUEST[S] TO WAIVE FILING FEES FOR CLAIM OF APPEAL"**

Plaintiff Roger Van Heck filed a "Request to Waive Filing Fees For Claim of Appeal" on September 2, 2005 and again on December 27, 2005.¹ Plaintiff has not fulfilled the requirements set forth under 28 U.S.C. § 1915(a)(1) as he has not submitted an affidavit in support of either of his requests. Accordingly,

IT IS ORDERED that Plaintiff's "Request[s] to Waive Filing Fees For Claim of Appeal" [Dkt. # 33] and [Dkt. # 38] are DENIED WITHOUT PREJUDICE. Plaintiff may later renew his request to waive filing fees on appeal by either (1) filing a motion with a supporting affidavit as required by 28 U.S.C. § 1915(a)(1) or (2) completing and filing an "Application To Proceed Without Prepayment of Fees and Affidavit."²

S/Robert H. Cleland

ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

¹The court clerk has docketed both of Plaintiff's Requests as an "Application to Proceed *In Forma Pauperis* On Appeal."

²A copy of this form accompanies this order.

Dated: January 6, 2006

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, January 6, 2006, by electronic and/or ordinary mail.

S/Lisa Wagner
Case Manager and Deputy Clerk
(313) 234-5522